

40.325 Definition of "nurse aide" -- Veterans' nursing homes -- Office of Kentucky Veterans' Centers -- Administrative regulations -- Funding -- Contracts to hire licensed nurses and nurse aides to provide long-term care.

- (1) As used in this section, "nurse aide" means an individual who has successfully completed the nurse aide training and competency evaluation program and may include a nursing student, medication aide, or a person employed through a nursing pool who provides nursing or nursing-related services to a resident in a nursing facility, excluding:
 - (a) An individual who is a licensed health professional;
 - (b) A volunteer who provides the nursing or nursing-related services without monetary compensation; or
 - (c) A person who is hired by the resident or family to sit with the resident and who does not perform nursing or nursing-related services.
- (2) There shall be established and maintained in the Commonwealth of Kentucky state veterans' nursing homes to provide long-term care to veterans who are residents of Kentucky.
- (3) There is created the Office of Kentucky Veterans' Centers within the Office of the Commissioner of the Department of Veterans' Affairs. The office shall be headed by an executive director appointed pursuant to KRS 12.050. The office shall operate the Kentucky state veterans' centers and medical division. The Department of Veterans' Affairs may promulgate any administrative regulations necessary to operate the homes in compliance with applicable state and federal statutes and regulations.
- (4) The Department of Veterans' Affairs may seek federal and private funding for the construction or renovation, and operation of Kentucky state veterans' nursing homes.
- (5) The executive director of the Office of Kentucky Veterans' Centers, with the approval of the commissioner of the Department of Veterans' Affairs, may contract to hire licensed nurses and nurse aides in order to provide needed long-term care of veterans in residence at state veterans' nursing homes, and those contracts shall not be subject to KRS 45A.550 to 45A.554 or 45A.690 to 45A.725.

Effective: June 29, 2021

History: Amended 2021 Ky. Acts ch. 95, sec. 2, effective June 29, 2021. -- Amended 2020 Ky. Acts ch. 118, sec. 2, effective July 15, 2020. -- Amended 2017 Ky. Acts ch. 39, sec. 1, effective June 29, 2017. -- Amended 2000 Ky. Acts ch. 83, secs. 1 and 3; former KRS 36.355 repealed and reenacted as KRS 40.325 ch. 147, sec. 6. -- Amended 1996 Ky. Acts ch. 244, sec. 7, effective July 15, 1996. -- Amended 1994 Ky. Acts ch. 474, sec. 2, effective July 15, 1994. -- Created 1986 Ky. Acts ch. 31, sec. 2, effective February 28, 1986.

Formerly codified as KRS 36.355

Legislative Research Commission Note (7/14/2000). In accordance with 2000 Ky. Acts ch. 83, sec. 3, the amendment of the former KRS 36.355 in Section 1 of Acts Chapter 83 has been merged into the repeal and reenactment of that statute as KRS 40.325 by 2000 Ky. Acts ch. 147, sec. 6, notwithstanding KRS 446.260.